

**CHARGES AND SPECIFICATIONS**

PD468-121 (Rev.1-02)-Pent

April 1, 2016

Command	Serial No.	I.A.B. Log No.	I.A.B. Member Notified	Department Advocate's Office Serial Number
104 PCT / 104	CCRB No. 201507917	2016-12010	Sgt. Macari	2016-15395

TO THE POLICE COMMISSIONER:

	Rank-Title	Surname	First Name	MI	Shield No.	Tax Reg. No.
I hereby CHARGE	POM	Defreitas	Claymont	B	20198	952649
Squad or Chart No Command 104 PCT / 104					Date Entered Dept. 7/11/2012	

with VIOLATION OF DEPARTMENT REGULATIONS**SPECIFICATIONS**

in that:

1. Police Officer Claymont Defreitas, on or about September 14, 2015, at approximately 0020 hours, while assigned to the 104 PCT and on duty, in the vicinity of § 87(2)(b), Queens County, wrongfully used force, in that he struck § 87(2)(b) with the door of a police vehicle, without police necessity.

203-11 - Use of Force

2. Police Officer Claymont Defreitas, on or about September 14, 2015, at approximately 0020 hours, while assigned to the 104 PCT and on duty, in the vicinity of § 87(2)(b), Queens County, wrongfully used force, in that he pushed § 87(2)(b), without police necessity.

203-11 - Use of Force

3. Police Officer Claymont Defreitas, on or about September 14, 2015, at approximately 0020 hours, while assigned to the 104 PCT and on duty, in the vicinity of § 87(2)(b), Queens County, engaged in conduct prejudicial to the good order, efficiency, or discipline of the New York City Police Department, in that he threatened § 87(2)(b) with the use of force by driving his police vehicle toward § 87(2)(b), without sufficient legal authority.

203-10, Page 1, Paragraph 5 - Public Contact - Prohibited Conduct

4. Police Officer Claymont Defreitas, on or about September 14, 2015, at approximately 0020 hours, while assigned to the 104 PCT and on duty, in the vicinity of § 87(2)(b), Queens County, engaged in conduct prejudicial to the good order, efficiency, or discipline of the New York City Police Department, in that he interfered with § 87(2)(b) ability to take a photograph, without sufficient legal authority.

203-10, Page 1, Paragraph 5 - Public Contact - Prohibited Conduct



Jonathan Darche
Chief Prosecutor
New York City Civilian Complaint Review Board



Date

1st ENDORSEMENT

Executive Director Mina Malik of the Civilian Complaint Review Board to the Police Commissioner, April 1, 2016. I concur with the issuance of charges and specifications.



Mina Malik
Executive Director
New York City Civilian Complaint Review Board

INSTRUCTIONS FOR SERVICE OF CHARGES AND SPECIFICATIONS

1. Respondent will sign and complete where appropriate:
 - a. original charges and specifications
 - b. vacation and military leave form
 - c. two (2) copies of instructions and receipt of charges and specifications
 - d. agreement to accept service of notice form (when requested in suspension cases only).
2. Respondent will receive:
 - a. one (1) copy of charges and specifications
 - b. one (1) copy of instructions and receipt of charges and specifications form

ACKNOWLEDGEMENT OF SERVICE

I acknowledge due personal service on me of the within Charges and Specifications and notice of Hearing, this _____ day of _____, 20 _____ at _____ AM/PM.

WITNESS

RESPONDENT

(Rank/Title)_____
(Signature)_____
(Rank/Title)_____
(Signature)**DATESTAMP**

D.A.O.

(Out)

CMD PREFER C&S

(In)

(Out)

HIGHER COMMAND

(In)

(Out)

D.A.O.

(In)